

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Lars R. Damgaard

Application No.: 10/540,349

Confirmation No.: 2540

Filed: September 1, 2005

Art Unit: 1657

For: DEVICE AND METHOD FOR
NON-INVASIVE MEASUREMENT OF THE
INDIVIDUAL METABOLIC RATE OF A
SUBSTANTIALLY SPHERICAL
METABOLIZING PARTICLE

Examiner: Paul C. Martin

AMENDMENT

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

INTRODUCTORY COMMENTS

In response to the Office Action mailed July 15, 2008, the deadline for response thereto being extended to January 15, 2009, Applicant submits the following amendment and remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.